IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

Writ Petition No. 1375 of 2007.

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Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Register's orders.	Court's or Judge's Orders

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Shri S. J. Khandalkar Advocate for the petitioner.
Shri Girish Choube Advocate for Respondents.

CORAM : A.H. JOSHI AND
R.C.CHAVAN, JJ.

DATED : 29/ 03/2007.

1. The point which is pressed challenging the impugned order is that the procedure laid down under clause (18) of Rule 14 of the Central Civil Services (Classification, Control & Appeal) Rules 1965, is not followed.

2. We find that it is a case where the principles of natural justice was followed and due opportunity was given to the employee. There is no grievance about non supply of copy of the enquiry report or show cause notice.

3. The grievance of non-compliance of clause (18) of Rule

14 turns out to be of formal nature.

4. Second point raised by the learned Advocate Mr. Khandalkar is about the quantum and proportionality of punishment. This Court finds that there are no grounds to disagree with the findings of the Tribunal holding that amount of misappropriation is not important. What was important was the integrity, and on this point, the petitioner has no reply whatsoever.

5. We, therefore, find no grounds to interfere. Petition is dismissed.

JUDGE JUDGE

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